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Via Electronic Filing

September 2, 2011

The Hon. A. Kathleen Tomlinson  
U.S. District Court  
100 Federal Plaza  
P.O. Box 9014  
Central Islip, NY 11722-9014

Re: *Twentieth Century Fox Film Corporation v. McIlvaine et. al.*, CV 10-5358 (LDW) (AKT)

Dear Judge Tomlinson:

I represent the Plaintiff in the above-captioned action, and write on behalf of both parties to make a discovery status report pursuant to your March 28, 2011 Civil Conference Minute Order (hereinafter "the Order") (docket entry no. 21). Specifically, in reference to paragraph 9 of the Order, the parties confirm the following:

1. Paper production is complete and there are no outstanding objections.
2. The exchange of interrogatory responses is complete and there are no outstanding objections.
3. There are no outstanding discovery disputes.
4. Counsel have reached agreement as to the scheduling of depositions.
5. Discovery is proceeding on schedule.

Accordingly, since there are no outstanding discovery disputes, the parties respectfully request that the Court adjourn the discovery status conference scheduled for September 7.

Finally, I wish to apologize for sending this report a day late. I was without electricity in my Long Island home (where I am working) until last night as a result of last weekend's tropical storm, and a colleague who is working on this case was delayed in returning to New York from an overseas vacation, also as a result of the storm.

Sincerely,

A handwritten signature in cursive script, reading "Jonathan Zavín".

Jonathan Zavín  
Partner

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cc: Joseph Singleton, Esq. (*via ECF*)  
Raymond White, Esq. (*via ECF*)